

HON. RONALD LEIGHTON

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

MICHELLE HARRIS, ALEXANDER  
GONZALEZ, ELIZABETH TAPIA, AURORA  
TAPIA, REBECCA MIRANDA, and  
ANTHONY WINTON,

Plaintiffs,

vs.

STATE OF WASHINGTON; PEGGY SHAW,  
individually and in his/her official capacity  
acting under color of state law; ROCKY  
STEPHENSON, individually and in his/her  
official capacity acting under color of state law;  
NATALIE THOMAS, individually and in  
his/her official capacity acting under color of  
state law; MARY BROMBERG, individually  
and in his/her official capacity acting under color  
of state law; TAMMY INSELMAN, individually  
and in his/her official capacity acting under color  
of state law; MISTY DUTEY-SEBASTIAN,  
individually and in his/her official capacity  
acting under color of state law; RAYMOND  
HOWELL, individually and in his/her official  
capacity acting under color of state law; GINNI  
CARTER, individually and in his/her official  
capacity acting under color of state law; JOYCE  
KELLMAN, individually and in his/her official  
capacity acting under color of state law;  
MATTHEW CLEARY, JR., individually and in

No. C11-05936-RBL

PLAINTIFFS' DISCLOSURE OF EXPERT  
WITNESSES

DISCLOSURE-1.  
Case No. C11-05936-RBL

MESSINA BULZOMI CHRISTENSEN, P.S.  
5316 Orchard Street West  
Tacoma WA 98467  
(253) 472-6000

1 his/her official capacity acting under color of  
2 state law; GARY FONTAINE, individually and  
3 in his/her official capacity acting under color of  
4 state law; KAREN BALDYGA, individually and  
5 in his/her official capacity acting under color of  
6 state law; SUZANNE AMANT, individually and  
7 in his/her official capacity acting under color of  
8 state law; SOPHIA GILES, individually and in  
9 his/her official capacity acting under color of  
10 state law; DIANE SCHWARTZ, individually  
11 and in his/her official capacity acting under color  
12 of state law; CHARLOTTE NEWPORT,  
13 individually and in his/her official capacity  
14 acting under color of state law; SU OLSON,  
15 individually and in his/her official capacity  
16 acting under color of state law; EAVANNE  
17 O'DONOGHUE, individually and in his/her  
18 official capacity acting under color of state law;  
19 KARL SNYDER, individually and in his/her  
20 official capacity acting under color of state law;  
21 MARK WIDAMAN, individually and in his/her  
22 official capacity acting under color of state law;  
23 ELLYN TURNER, individually and in his/her  
24 official capacity acting under color of state law;  
MARGARET SHAW, individually and in  
his/her official capacity acting under color of  
state law; MOLLY MEE, individually and in  
his/her official capacity acting under color of  
state law,

Defendants.

In compliance with Local Rule CR 26(a)(2)(B), plaintiffs submit the following:

1. Jon R. Conte, Ph.D.  
PO Box 1459  
Mercer Island, WA 98040  
(206) 543-1001

Please see the attached reports of Dr. Conte in which he expresses his opinions in each Plaintiff's case. Dr. Conte relied on his interviews of the plaintiffs and referred to the following records to form his opinions:

DISCLOSURE-2.  
Case No. C11-05936-RBL

MESSINA BULZOMI CHRISTENSEN, P.S.  
5316 Orchard Street West  
Tacoma WA 98467  
(253) 472-6000

- 1     ▪ **For Elizabeth Tapia:** University Place Pediatrics, Catholic Community Services,  
2     Comprehensive Mental Health Center, Tacoma School District, Kitsap Mental Health  
3     Services, Greater Lakes Mental Health, Mary Bridge Hospital, and DSHS CSD file;
- 4     ▪ **For Alexander Gonzalez:** University Place Pediatrics, Comprehensive Mental Health,  
5     Tacoma School District, Federal Way School District, and Tacoma General Hospital;
- 6     ▪ **For Michelle Harris:** University Place Pediatrics, Tacoma School District, Kitsap  
7     Mental Health Services, Catholic Community Services, Comprehensive Mental Health,  
8     Tacoma Family Medicine, Greater Lakes Mental Health, West Sound Treatment Center,  
9     Tacoma Family Medicine, and Mary Bridge Hospital;
- 10    ▪ **For Aurora Tapia:** University Place Pediatrics, Tacoma School District, Good Sam  
11    Behavior Health, Greater Lakes Mental Health, Comprehensive Mental Health, and Mary  
12    Bridge Hospital;
- 13    ▪ **For Rebecca Miranda:** Comprehensive Mental Health, Bethel School District,  
14    University Place Pediatrics, Good Sam Behavioral Health, and Tacoma School District;  
15    and
- 16    ▪ **For Anthony Winton:** University Place Pediatrics, Tacoma School District, Meridian  
17    High School, Coeur D'Alene Academy, and Comprehensive Mental Health.

18     Dr. Conte also reviewed the following:

- 19     ▪ Lakewood Police Department records related to Juanita Miranda;
- 20     ▪ Tacoma Police Department records related to Jose and Juanita Miranda and;
- 21     ▪ Plaintiffs' Second Amended Complaint.

22     It is unknown which exhibits Dr. Conte will use at trial, but some of the records he has  
23     reviewed may be used during his testimony.

24     Please see the attached CV of Dr. Conte, which includes his experience, qualifications  
and a list of publications authored by him in the last 10 years.

Please see the attached list of cases in which Dr. Conte has testified as an expert, at trial  
or by deposition.

Dr. Conte is paid \$400 an hour for case work other than testimony and \$500 an hour for  
deposition and trial testimony.

2. Cloie B. Johnson, MEd, ABVE  
OSC Vocational  
10132 NE 185th St.  
Bothell, WA 98011  
(425) 486-4040

Please see the attached reports of Ms. Johnson in which she expresses her opinions in each plaintiff's case.

Ms. Johnson referred to the school and medical records for each plaintiff, listed above under Dr. Conte's disclosure, her interview with each plaintiff and the report of Dr. Conte to form her opinions.

It is unknown which exhibits Ms. Johnson will use at trial, but some of the records he has reviewed may be used during his testimony.

Please see the attached CV of Ms. Johnson, which includes her experience, qualifications and a list of publications authored by her in the last 10 years.

Please see the attached list of cases in which Ms. Johnson has testified as an expert, at trial or by deposition.

Ms. Johnson is paid \$206 an hour for work other than testimony and \$306 an hour for deposition and trial testimony.

3. Katherine A. Kent, Esq.  
1200 Fifth Ave, Ste 2020  
Seattle, WA 98101  
(206) 382-0000

Please see the attached report of Ms. Kent in which she expresses her opinions regarding the plaintiffs' cases and the negligence of the defendants.

Ms. Kent referred to all of the exhibits listed in Plaintiff's Initial Disclosures and the discovery sent by the defendant to date to form her opinions.

1 It is unknown which exhibits Ms. Kent will use at trial, but some of the records she has  
2 reviewed may be used during her testimony.

3 Please see the attached CV of Ms. Kent, which includes her experience, qualifications, a  
4 list of publications authored by her in the last 10 years and a list of cases in which Ms. Kent has  
5 testified as an expert, at trial or by deposition.

6 Ms. Kent is paid \$275 an hour for case work other than testimony and \$400 an hour for  
7 deposition and trial testimony.

8 4. Robert W. Moss  
9 Moss & Associates  
10 2401 Fourth Ave Ste 860  
Seattle, WA 98121  
(206) 441-6122

11 Please see the attached reports of Mr. Moss in which he expresses his opinions in each  
12 Plaintiff's case.

13 Mr. Moss referred to the education records of plaintiffs and the reports of Cloie Johnson  
14 and Dr. Conte to form his opinions.

15 It is unknown which exhibits Mr. Moss will use at trial, but some of the records he has  
16 reviewed may be used during his testimony.

17 Please see the attached CV of Mr. Moss, which includes his experience, qualifications  
18 and a list of publications authored by him in the last 10 years.

19 Please see the attached list of cases in which Mr. Moss has testified as an expert, at trial  
20 or by deposition.

21 Mr. Moss is paid \$375 an hour for work other than testimony and \$475 an hour for  
22 deposition and trial testimony.

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DISCLOSURE-5.  
Case No. C11-05936-RBL

MESSINA BULZOMI CHRISTENSEN, P.S.  
5316 Orchard Street West  
Tacoma WA 98467  
(253) 472-6000

1 5. Daniel Pollack, J.D.  
2 Yeshiva University  
2495 Amsterdam Avenue  
3 Room 818  
New York, NY 10033  
4 (212) 960-0836

Please see the attached report of Dr. Pollock in which he expresses his opinions.

5 Dr. Pollock referred to all of the exhibits listed in Plaintiffs' Initial Disclosures and the  
6 discovery sent by the defendant to date to form his opinions.

7 It is unknown which exhibits Dr. Pollock will use at trial, but some of the records he has  
8 reviewed may be used during his testimony.

9 Please see the attached CV of Dr. Pollock, which includes his experience, qualifications  
10 and a list of publications authored by him in the last 10 years.

11 Please see the attached list of cases in which Dr. Pollock has testified as an expert at  
12 deposition. He has not testified as an expert in a trial.

13 Dr. Pollock is paid \$370 an hour for case work other than testimony and \$4,500 for a day  
14 of deposition and trial testimony.

15 6. Jane W. Ramon  
16 35 Seaward Way  
North Eastham, MA 02651-0602  
17 (508) 240-3458

18 Please see the attached report of Ms. Ramon in which she expresses her opinions  
19 regarding the plaintiffs' cases and the negligence of defendants.

20 Ms. Ramon referred to all of the exhibits listed in Plaintiffs' Initial Disclosures and the  
21 discovery sent by the defendant to date to form her opinions.

22 It is unknown which exhibits Ms. Ramon will use at trial, but some of the records he has  
23 reviewed may be used during his testimony.

1 Please see the attached CV of Ms. Ramon, which includes her experience, qualifications  
2 and a list of presentations she has conducted in the previous 10 years. Ms. Ramon has not  
3 published any articles or other works.

4 Please see the attached list of other cases in which Ms. Ramon has testified as an expert,  
5 at trial or by deposition.

6 Ms. Ramon is paid \$200 an hour for research and reports and \$250 an hour for testimony.

7 Plaintiffs reserve the right to supplement with additional expert witnesses.

8 Plaintiffs reserve the right to call any witness identified by the defendants.

9 DATED this 12<sup>th</sup> day of September, 2012.

10 MESSINA BULZOMI CHRISTENSEN

11 By 

12 STEPHEN L. BULZOMI

15187

13 JOHN R. CHRISTENSEN

18860

14 JEREMY A. JOHNSTON

34149

15 Attorneys for Plaintiffs  
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## CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that on this day I caused to be delivered a true and correct copy of the foregoing document to the following counsel of record:

### PARTY/COUNSEL

### DELIVERY METHOD

COUNSEL FOR DEFENDANT  
Peter J. Helmberger, Esq.  
Office of the Attorney General  
Tacoma Division  
1250 Pacific Ave Ste 105  
Tacoma, WA 98401

- ☐ U.S. Mail, 1<sup>st</sup> Class Postage  
☐ Legal Messenger  
☒ Facsimile  
☒ Electronic Mail  
☐ Other: \_\_\_\_\_

DATED: \_\_\_\_\_

9/19/12

  
DEBI DAVIS, LEGAL ASSISTANT